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February 10, 2004

**MAIL STOP PATENT APPLICATION**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450



Re: Application of Hideaki TADA, Mikio KONISHI and Daikichi FUKUSHIMA  
Title: "NOVEL POLYPEPTIDES, DNAS ENCODING THE SAME AND  
USE THEREOF"  
Assignee: **ONO PHARMACEUTICAL CO., LTD.**  
Our Ref: Q79834

Dear Sir:

This is a request for filing a Continuation Application under 37 C.F.R. § 1.53(b) of pending prior Continuation Application Under 37 C.F.R. § 1.53(d) (Confirmation No. 2406) filed May 19, 2003, of Hideaki TADA, Mikio KONISHI and Daikichi FUKUSHIMA, entitled "NOVEL POLYPEPTIDES, DNAS ENCODING THE SAME AND USE THEREOF", which is a Continued Prosecution Application (CPA) of Application No. 09/380,276, filed August 27, 1999, which is a National Stage Application filed under §371 of PCT Application No. PCT/JP98/00799, filed February 26, 1998.

This application is being filed under 37 C.F.R. § 1.53(b). Enclosed is a specification, including the claims and abstract, one (1) sheet of drawings, and a copy of the Declaration as filed in the prior application, 09/380,276. Also, enclosed are (1) a copy of the Assignment, (2) a Preliminary Amendment, (3) an Information Disclosure Statement accompanied with a PTO/SB/08 A & B (modified) listing references cited by applicant and/or the examiner during prosecution of the prior application, and (4) a Request to Use Computer-Readable Form of Sequence Listing Submitted in a Co-Pending Patent Application in Accordance with 37 C.F.R. § 1.182(e).

The Assignment was recorded during prosecution of the prior application, 09/380,276, at Reel 010362, Frame 0356, on August 27, 1999.

The prior application is assigned Examiner Eileen B. Ohara in Group Art Unit 1646.

This is a Continuation Application under 37 C.F.R. § 1.53(b) of Continuation Application Under 37 C.F.R. § 1.53(d) filed May 19, 2003, which is a Continued Prosecution Application (CPA) of Application No. 09/380,276, filed August 27, 1999, which is a National Stage Application filed under §371 of PCT Application No. PCT/JP98/00799, filed February 26, 1998; the above noted prior applications are all hereby incorporated by reference.

Priority is claimed from:



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Priority is claimed from:

<u>Country</u>	<u>Application No</u>	<u>Filing Date</u>
Japan	P. Hei. 9-43143	February 27, 1997

The priority document was filed in the prior Application No. 09/380,276.

The Government filing fee is calculated as follows:

Total claims	<u>24</u> - 20	=	<u>4</u>	x	\$18.00	=	<u>\$72.00</u>
Independent claims	<u>5</u> - 3	=	<u>2</u>	x	\$86.00	=	<u>\$172.00</u>
Base Fee							<u>\$770.00</u>
Multiple Dependent Claim Fee							<u>\$290.00</u>
<b>TOTAL FILING FEE</b>							<b><u>\$1304.00</u></b>

The USPTO is directed and authorized to charge the statutory fee of \$1304.00 to Deposit Account No. 19-4880. The USPTO is further directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this transmittal letter is attached.

A Petition and payment for an extension of time is being filed concurrently herewith in Application No. 09/380,276. The application is timely filed.

Respectfully submitted,

SUGHRUE MION, PLLC  
Attorneys for Applicant

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